



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We make Indiana a cleaner, healthier place to live.

Frank O'Bannon
Governor

Lori F. Kaplan
Commissioner

100 North Senate Avenue
P.O. Box 6015
Indianapolis, Indiana 46206-6015
(317) 232-8603
(800) 451-6027
www.state.in.us/idem

September 19, 2001

Dear Interested Person:

RE: Combined Sewer Overflow Long Term Control Plan Use
Attainability Analysis Guidance Document

IDEM is pleased to release the Combined Sewer Overflow Long Term Control Plan and Use Attainability Guidance Document. This Guidance has been revised subsequent to a series of IDEM/IACT Roundtable discussions held in May and June of this year. Based on the comments received at those meetings, and discussions with U.S. Environmental Protection Agency, several significant changes have been made.

Most significantly, IDEM has revised the guidance relative to "sensitive area". IDEM Guidance is now consistent with the definition contained in the 1996 CSO Policy. Attached to the CSO Guidance document is a letter from EPA to IDEM on "Principles for Determining of a Recreational Use" on pages 50-51 of the Guidance Document. In its letter, EPA reaffirms that the principles IDEM will use in making a recreational use determination are consistent with federal law.

Also, IDEM modified its approach to determining substantial and widespread economic and social impact. If a CSO community is basing a use suspension on Test 2 – Total Water Quality Cost per Household, then the total cost would follow proportionally higher than if using wastewater costs alone.

Please contact Reggie Baker at 317/233-0473 or via e-mail at rbaker@dem.state.in.us to address any questions or major issues you might have in using this Guidance document. Please find this document on IDEM's webpage at <http://www.in.gov/idem/water/facmang/wwet/csindex.html>

IDEM intends to ultimately publish this guidance document as a Non-Rule Policy Document in the Indiana Register. Right now, we anticipate presenting this document to the Water Pollution Control Board as required by State law for their discussion prior to publication. This discussion is scheduled for November 14.

Sincerely

A handwritten signature in blue ink that reads "Timothy J. Method".

Timothy J. Method
Deputy Commissioner